

**REMARKS**

Claims 1 to 7 and 9 are pending in the application; claim 8 and 10 are canceled.

**Drawings**

The drawings are objected to under 37 CFR 1.83(a) for not showing every feature of the invention as claimed in claims 8 to 10. Claims 8 and 10 are canceled.

In regard to claim 9, a replacement drawing Fig. 2 is submitted herewith showing schematically rollers R. The specification (paragraph 0028) has been amended to include reference character R for the rollers.

**Claim Rejections - 35 U.S.C. 112**

Claims 1 to 10 stand rejected under 35 U.S.C. 112, 2nd paragraph, as being indefinite. Claims 1 and 6 have been amended in view of the examiner's remarks to provide proper structural elements and interconnection.

Claim 1 sets forth that for the operating device the rearmost position is out of the operating reach of the operating device and that a carriage for the articles is provided that is movable between a forward position and a rearward position, wherein a stroke length of the movement from the forward position to the rearward position matches a length of one of the depth positions, respectively; see paragraph 0009.

In claim 6, it is defined that the cutouts match the shape of a lifting fork so that lifting fork can pass vertically through the cutouts; see paragraph 0030.

Reconsideration and withdrawal of the rejection under 35 USC 112 are respectfully requested.

**ALLOWABLE SUBJECT MATTER**

Claims 1-10 would be allowable if rewritten or amended to overcome the rejection(s) under 35 USC 112. It is believed that the above amendments have overcome the rejections; claims 1 to 7 and 9 are therefore believed to be in allowable form.

The rollers of claim 9 are now shown in Fig. 2. Claims 8 and 10 have been canceled in view of the drawing objection.

**CONCLUSION**

In view of the foregoing, it is submitted that this application is now in condition for

allowance and such allowance is respectfully solicited.

Should the Examiner have any further objections or suggestions, the undersigned would appreciate a phone call or e-mail from the examiner to discuss appropriate amendments to place the application into condition for allowance.

Authorization is herewith given to charge any fees or any shortages in any fees required during prosecution of this application and not paid by other means to Patent and Trademark Office deposit account 50-1199.

Respectfully submitted on April 23, 2004,

*Gudrun E. Huckett*  
Ms. Gudrun E. Huckett, Ph.D.  
Patent Agent, Registration No. 35,747  
Lönsstr. 53  
42289 Wuppertal  
GERMANY  
Telephone: +49-202-257-0371  
Facsimile: +49-202-257-0372  
gudrun.draudt@t-online.de

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Encl.: replacement drawing sheet Figs. 1 and 2 (1 sheet)

- 6 -

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